

REMARKS

The Office Action mailed on January 17, 2006 has been given careful consideration. Reconsideration of the application is respectfully requested in view of the amendments and comments herein. Claims 6, 11 and 12 are objected to for minor informalities. Claims 1, 2, and 7 are rejected under 35 U.S.C. § 102(b) as being anticipated by Wise (U.S. Patent No. 2,911,275). Claims 1, 2, 6, 7, 9, and 10 are rejected under 35 U.S.C. § 102(b) as being anticipated by Evans (U.S. Patent No. 3,168,356). Claims 3 and 8 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Evans in view of Levitt et al. (U.S. Patent No. 4,269,318). Claims 4 and 11 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Evans in view of Blackman (U.S. Patent No. 1,941,126). Claims 5 and 12 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Evans in view of Young (U.S. Patent No. 3,677,202). Claim 13 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Evans.

Claim 6 has been amended in accordance with the Examiner's suggestions. Accordingly, Applicants respectfully request that the Examiner remove the claim objection. Claims 11 and 12 have been cancelled from the application.

Claim 1 has been amended to include a limitation similar to original claim 2, the limitation of original claim 4, the limitation of original claim 7 and the limitation of original claim 8.

With regard to the limitation of original claim 2, claim 1 has been amended to recite "a first support member punched out of and extending from the first side wall such that a first opening is formed through the first side wall adjacent the first support member" and "a second support member punched out of and extending from the third wall such that a second opening is formed through the third wall." Claim 2 was rejected as being anticipated by Evans. Evans fails to disclose an opening formed through any wall of the cabinet adjacent a support member. Instead, Evans discloses a metal strip 18 welded or otherwise suitably attached to the rear cabinet wall 11. The metal strip 18 includes hooks 17. There is no opening through the rear cabinet wall adjacent the hooks. Moreover, there is no motivation to provide an opening through the rear cabinet wall 11 adjacent the hooks 17 since the hooks are formed in the metal strips 18. Accordingly, Evans teaches away

from a support member punched out of a wall such that an opening is formed through the wall adjacent the support member.

Claim 1 has also been amended to include the limitation of original claim 4 which was rejected as being obvious in view of Evans and Blackman. Applicant respectfully disagrees that it would have been obvious to combine the teachings of Evans and Blackman. As the Examiner indicated in the subject Office Action at page 4, Evans discloses a support member wherein the second leg includes a protrusion, which the Examiner indicates as reference character C (page 6 of Office Action). The protrusion C of the support member 17 traps a rear side wall 24 of the cabinet shelf 20 between the protrusion and the metal strip 18. Providing a substantially hemispherical dimple in the support member 17 would minimize the contact between the support member 17 and the side wall 24, as compared to that which is shown in Evans. Accordingly, such a configuration would reduce the likelihood of a smooth engagement of the shelf as well as reduce the likelihood of a secure mount. Accordingly, Applicant respectfully asserts that the Examiner improperly combined Evans and Blackman when rejecting original claim 4. Accordingly, amended claim 1, which include the limitation of original claim 4, patentably defines over the cited combination.

Claim 1 has also been amended to include recitations recited in original claims 7 and 8. These claims were rejected as being obvious in view of Evans and Levitt et al. These claims were not rejected in view of Blackman. Accordingly, since these claims were not rejected in view of Blackman and original claim 4 was not rejected in view of Levitt et al., the addition of these limitations to claim 1 should patentably define claim 1 over the cited references.

Claim 10 has been amended to include the limitations presented in original claims 11 and 12. Applicant would like to thank the Examiner for recognizing the typographical error made in claims 11 and 12 and considering claims 11 and 12 as Applicant intended, which was that claims 11 and 12 depend from claim 10. Since original claim 11 was rejected in view of Evans and Blackman and original claim 12 was rejected in view of Evans and Young, and each of these limitations has been added to claim 10. The combination now defined in claim 10 is believed to define over the cited references.

Claims 14-16 have been added to the application. Support for these new claims are found at ¶ [0022] and FIGURE 5 of Applicants' disclosure. These claims are believed to patentably define over the cited references for reasons such as discussed above.

Claims 17-21 have been added to the application. Support for these amendments are found at least in FIGURES 3-5 and the accompanying description. Furthermore, these claims are patentably distinct over the prior art of record for the reasons discussed for claim 1.

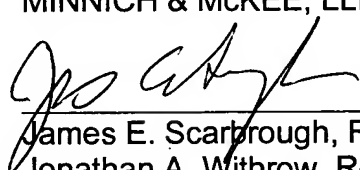
CONCLUSION

All formal and informal matters having been addressed, it is respectfully submitted that this application is in condition for allowance. If the Examiner is of the view that all of the pending claims of the application are not in clear condition for allowance, it is requested that the Examiner telephone the undersigned for purposes of conducting a telephone interview to resolve any differences. Accordingly, an early notice of allowance is earnestly solicited.

Respectfully submitted,

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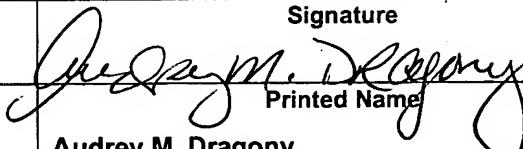
May 16, 2006
Date


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CERTIFICATE OF MAILING OR TRANSMISSION

Under 37 C.F.R. § 1.8, I certify that this Amendment is being

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